

REMARKS

Claims 1-24 are pending in this application. Claims 1, 8, 11 and 18 are independent claims. Claims 11 and 13 are amended.

Specification

The disclosure is objected to because of informalities. Applicants are unable to locate the specific missing characters cited by the Examiner. Therefore, Applicants respectfully request that the Examiner provide a more specific description of the objection to the specification, or kindly withdraw the objection.

Claim Objections

Claim 11 is objected to because of informalities. Applicants have amended the preamble of claim 11 and claim 13 appropriately. Therefore, Applicants respectfully request that the objection to claim 11 be withdrawn.

Rejections under 35 U.S.C. §102

Claims 1-24 stand rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Publication No. 2003/0217151 to Roese et al. ("Roese"). This rejection is respectfully traversed.

Roese is directed to a system for remotely accessing data. According to Roese, access is allowed based on the location of a requesting device relative to the location of the network being accessed. For example, if the network is part of a college campus infrastructure, access may be granted only to requesting devices located on the college campus. The location of the requesting device may be determined by a trusted user device, such as an integrated GPS device. However,

if no trusted user device is capable of reliably providing the location of the requesting device, the location may be independently determined by the data system itself, or a trusted third party agent. The system then decides to grant or deny access to a requesting device by determining if the requesting device is in an allowable area (such as the area defined by a college campus).

In contrast, independent claim 1 recites a method for authenticating a user with an associated mobile terminal attempting access to a network by “comparing the current physical location of the access terminal with the current physical location of the mobile terminal.” This feature is similarly recited in independent claims 8, 11, and 18. Roese describes comparing the location of a requesting device (access terminal) to predetermined permissible locations defined by the system, not to the location of a mobile terminal associated with a user, and therefore fails to teach or suggest this feature of the independent claims.

Thus, independent claims 1, 8, 11, and 18 are allowable over Roese. The remaining dependent claims are also allowable over Roese for at least their dependence from an allowable base claim.

Therefore, Applicants respectfully request that the rejection of claims 1-24 under 35 U.S.C. §102 be withdrawn.

CONCLUSION

In view of the above remarks and amendments, Applicants respectfully submit that each of the rejections has been addressed and overcome, placing the present application in condition for allowance. A notice to that effect is respectfully requested. If the Examiner believes that personal communication will expedite prosecution of this application, the Examiner is invited to contact the undersigned.

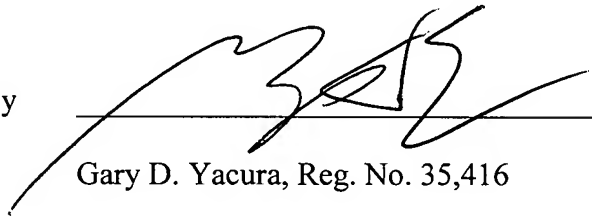
Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Gary D. Yacura at the telephone number of the undersigned below.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 08-0750 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

HARNESS, DICKY, & PIERCE, P.L.C.

By

A handwritten signature in black ink, appearing to be 'G. Yacura', is written over a horizontal line.

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